

**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION
OF THE STATE OF CALIFORNIA**

IN THE MATTER OF:

**APPLICATION FOR CERTIFICATION FOR THE
COLUSA GENERATING STATION**

DOCKET No. 06-AFC-9

ERRATA TO THE PRESIDING MEMBER'S PROPOSED DECISION

After reviewing the comments submitted by the parties, and discussing them at the April 14, 2008 Committee Conference, we incorporate the following changes to the Presiding Member's Proposed Decision:

AIR QUALITY

1. *Page 106, last sentence, and first paragraph page 107:*
delete "15 percent O₂" and replace with "3 percent O₂."
(Source: Staff memo dated April 3, 2008.)
2. *Page 122, first paragraph:*
change "Appendix A" to "Appendix to the Air Quality Conditions of Certification in this Decision."
3. *Page 135, Condition of Certification **AQ-SC7**:*
change "Appendix A" to "Appendix to these Air Quality Conditions of Certification."
4. *Page 136, Condition of Certification **AQ-SC7**:*
the Condition of Certification number identified in line six of the verification should be revised from "**AQ-24**" to "**AQ-27**" and bolded. This correction was previously made in the body of the Condition.
5. *Page 137, Condition of Certification **AQ-SC9**:*
the Condition of Certification number identified in line three of this Condition should be revised from "**AQ-19**" to "**AQ-22**".

6. *Page 144:* change Condition of Certification **AQ-27** to read as follows:

AQ-27 Offsets for the Colusa Generating Station power plant shall be in effect prior to operation of the facility and will not be less than the following amounts at any time. The offsets presented in the table below reflect distance factors and the VOC:NOx interpollutant ratio. Sufficient ERCs for PM10 will be provided prior to start of construction activities to offset construction PM10 emissions.

(Source: Memo from Applicant dated April 9, 2008)

Verification: At least 30 days prior to commencing construction, the project owner shall surrender no less than 5.08 tons of PM10 ERCs per quarter to the District and provide documentation of that surrender to the CPM and APCO. At least 60 days prior to commencing CTG first fire, the project owner shall surrender the remaining ERC certificates to offset the emissions in the amounts shown above, and as required in Condition **AQ-SC7**, to the District and provide documentation of that surrender to the CPM and APCO.

BIOLOGICAL RESOURCES

7. *Page 174, third paragraph, first sentence:*
delete "project" before "area" and add "wetlands, including" before "vernal pools."
8. *Page 179, table legend, following the phrase "a review list;" in the next to last line:*
add "Threat rank extensions:", and add a decimal point before each of the numbers (i.e., .1, .2, .3).
9. *Page 180, delete last sentence.*
10. *Page 183, last bullet:*
change "4.1" to "1.5" to reflect corrections to the Applicant's calculations as indicated by the USFWS following FSA publication and documented by Staff's February 25, 2008, memo to the Committee and Hearing Office.
11. *Page 198:*
Background: On February 25, 2008, CEC Staff issued a memorandum summarizing communications between the Applicant, the U.S. Fish and Wildlife Service, and the Staff concerning a miscalculation of impact acreages for the Giant Garter Snake. Accordingly, Staff and Applicant agree that the following changes to condition **BIO-16** is required:

change **BIO-16** to read as follows:

Giant Garter Snake Mitigation

BIO-16 To mitigate impacts to the giant garter snake and its habitat, the project owner shall implement the USFWS avoidance and minimization measures for construction activities in giant garter snake habitat. For each acre (or portion of an acre) of giant garter snake habitat permanently impacted, the project owner shall purchase three (3) acres of giant garter snake credit at a USFWS and CDFG-approved conservation bank. The project owner shall purchase credits for a minimum of 2.05 acres of giant garter snake aquatic habitat and 1.50 acres of giant garter snake upland habitat. Temporary impact areas shall be restored within one season, or if restored within two seasons then an additional 5.40 acres of credit at a USFWS and CDFG-approved conservation bank shall be purchased by the project owner. Within 15 days of site or related facilities mobilization the project owner shall provide written evidence of purchase of giant garter snake credits to the CPM.

(Source: Memo from Staff dated February 25, 2008.)

CULTURAL RESOURCES

12. *Page 221, Findings and Conclusions:*
consolidate Findings 1 and 2 to read as follows, and re-number accordingly:

“1. There are no recorded or known archaeological “resources” within the project area.”

(Source: memo from Staff dated April 3, 2008.)

13. *Page 221, Findings and Conclusions:*
number 3, last sentence, replace with the following text:

“The Glenn-Colusa Canal will be impacted by the project, but due to a lack of integrity, including on-going maintenance, the impact is not significant.”

(Source: memo from Staff dated April 3, 2008.)

14. *Page 221, Findings and Conclusions:*
Number 6. Add “specialist” before “monitor.”

NOISE AND VIBRATION

15. *Page 279, Condition of Certification **NOISE-8:***
last paragraph before "Verification," last line, after "complaints or enforcing noise" add "mitigation."

SOCIOECONOMICS

16. *Page 291, Condition of Certification **SOCIO-1:***
revise to read:

SOCIO-1 The project owner and its contractors and subcontractors shall procure materials and supplies within Colusa and Glenn Counties unless the materials or supplies are not available at competitive pricing. (Source: memo from Staff dated April 3, 2008.)

SOILS AND WATER RESOURCES

17. *Page 208, Condition of Certification **SOIL & WATER-4:***
third and fourth sentence after "project," add "owner."

TRANSMISSION SYSTEM ENGINEERING

18. *Page 77, Summary and Discussion of the Evidence, under 1. Project Description:*
the term “2,000-Amp breakers” should be replaced with “disconnect switches.”
(Source: Memo from applicant dated April 9, 2008.)
19. *Page 85, number 9:*
replace with the following text:
- “9. The preliminary approval letter which has been issued by the CAISO indicates that the CGS project can be interconnected to the CAISO grid after making the required system upgrades.”

TRANSMISSION LINE SAFETY AND NUISANCE

20. Page 96, under Nuisance Shocks:
change reference to “**TLSN-5**” to “**TLSN-2.**”

Dated April 18, 2008 at Sacramento, California.

Original signed by:
JAMES D. BOYD
Vice Chair and Presiding Member
Colusa AFC Committee